

**AMENDMENT TO H.R. 4205, AS REPORTED
OFFERED BY MR. BRYANT OF TENNESSEE**

Strike section 554 (page 148, line 20, and all that follows through page 149, line 12) and insert the following:

1 SEC. 554. CLARIFICATION AND REAFFIRMATION OF THE IN-
2 TENT OF CONGRESS REGARDING THE
3 COURT-MARTIAL SENTENCE OF CONFINEMENT FOR LIFE WITHOUT ELIGIBILITY FOR
4 PAROLE

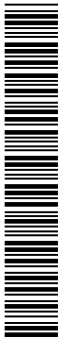
6 (a) CLARIFICATION OF EFFECT OF SENTENCE.—(1)
7 Section 856a(b) of title 10, United States Code (article
8 56a of the Uniform Code of Military Justice), is
9 amended—

10 (1) by striking “unless—” and inserting “un-
11 less the sentence (or a portion of the sentence in-
12 cluding that part of the sentence providing for con-
13 finement for life without eligibility for parole)—”;

14 (2) by striking paragraph (1) and inserting the
15 following:

16 “(1) is set aside or otherwise modified as a re-
17 sult of—

18 “(A) action taken under section 860 of this
19 title (article 60) by the convening authority or



1 another person authorized to act under that
2 section; or

3 “(B) any other action taken during post-
4 trial procedure and review under any other pro-
5 vision of subchapter IX;

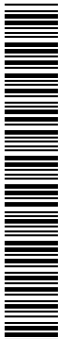
6 (3) in paragraph (2), by striking “the sen-
7 tence”; and

8 (4) by striking paragraph (3) and inserting the
9 following:

10 “(3) a reprieve or pardon by the President.”.

11 (b) OFFICERS SENTENCED TO DISMISSAL.—Sub-
12 section (b) of section 871 of such title (article 71) is
13 amended by inserting after the second sentence the fol-
14 lowing new sentence: “However, if the sentence extends
15 to confinement for life without eligibility for parole, that
16 part of the sentence providing for confinement for life
17 without eligibility for parole may not be commuted, remit-
18 ted, or suspended.”.

19 (c) ACTION BY CONVENING AUTHORITY AFTER SEN-
20 TENCE ORDERED EXECUTED.—Subsection (d) of that
21 section is amended by adding at the end the following new
22 sentence: “In the case of a sentence that extends to con-
23 finement for life without eligibility for parole, that part
24 of the sentence extending to confinement for life without



1 eligibility for parole may not be suspended after it is or-
2 dered executed.”.

3 (d) SECRETARIAL AUTHORITY TO REMIT OR SUS-
4 PEND SENTENCE.—Section 874(a) of such title (article
5 74(a)) is amended by inserting before the period at the
6 end the following: “or, in the case of a sentence that ex-
7 tends to confinement for life without eligibility for parole,
8 that part of the sentence that extends to confinement for
9 life without eligibility for parole”.

10 (e) PAROLE.—Section 952 of that title is amended
11 by adding at the end the following new subsection:

12 “(c) Parole may not be granted for an offender serv-
13 ing a sentence of confinement for life without eligibility
14 for parole.”.

15 (f) REMISSION OR SUSPENSION OF SENTENCE.—Sec-
16 tion 953 of such title is amended by inserting in para-
17 graph (1) after “selected offenders” the following: “other
18 than offenders serving a sentence of confinement for life
19 without eligibility for parole”.

